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OFFICE OF PETITIONS

In re Application of :
Goertzen, et al. :
Application No. 10/695,045 :
Filed: October 27, 2003 :
Attorney Docket No. 12873/04325 :

DECISION GRANTING
PETITION

This is a decision on the petition under 37 CFR 1.10(c), filed January 20, 2004, requesting that the above-identified application be accorded a filing date of October 27, 2003, rather than the presently accorded filing date of October 28, 2003.

Petitioners allege that the application was deposited in Express Mail service on October 27, 2003. In support, the petition is accompanied by a copy of Express Mail Receipt No. EL084751960US (the same Express Mail number found on the original application papers located in the official file) showing a "date in" of October 27, 2003.

In view of the above, the petition is GRANTED.

Accordingly, the application is entitled to a filing date of October 27, 2003.

Since the instant petition has been granted, no petition fee is required.

The application is being returned to the Office of Initial Patent Examination for processing with a filing date of October 27, 2003 and issuance of a corrected filing receipt. Thereafter, the application will be forwarded to Technology Center 3600 for examination in due course.

Telephone inquiries concerning this matter may be directed to the undersigned at (703) 306-9200.

Edward J. Tannouse
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Office of Petitions
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